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PATENT  
0091-0189P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Harald MERKEL et al. Conf.: 2145  
Appl. No.: 09/885,285 Group: 2877  
Filed: December 4, 2000 Examiner: STOCK JR., G.J.  
For: DEVICE, METHOD AND SYSTEM FOR MEASURING  
THE DISTRIBUTION OF SELECTED PROPERTIES  
IN A MATERIAL

SMALL ENTITY TRANSMITTAL FORM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 9, 2004

Sir:

Transmitted herewith is a Reply to Restriction/Election Requirement in the above-identified application.

- ☒ Applicant claims small entity status under 37 C.F.R. § 1.27.
- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ Petition for ( ) month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- ☒ No fee is required.
- ☐ Check(s) in the amount of \$0.00 is(are) enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

Appl. No. 09/885,285

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By



James M. Slattery, #28,380

for

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Falls Church, VA 22040-0747

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#43,368

JMS/PCL/cl  
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Attachment(s)



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**REPLY TO ELECTION OF SPECIES REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 9, 2004

Sir:

In reply to the Election of Species Requirement dated November 16, 2004, the following remarks are respectfully submitted in connection with the above-identified application.

**This reply includes:**

**Remarks.**